

**IN THE UNITED STATES DISTRICT COURT  
DISTRICT OF DELAWARE**

EARL J. HIBBITTS

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C.A. No. 08C-501

v.

CHARLES HALE, INDIAN RIVER  
TRANSPORT, INC. HERITAGE EQUIPMENT  
LEASING, LLC and HERITAGE  
MANAGEMENT GROUP, INC.

IT IS HEREBY STIPULATED by and between the parties, that the aforesaid action has been amicably resolved and the case against defendants, be dismissed with prejudice, with costs to be assessed against each party.

/s/ Lawrance Kimmel

Lawrance Kimmel, Esquire,  
Attorney for Plaintiff, Earl Hibbits

/s/ Delia Clark

Delia A. Clark, Esquire  
Attorney for Defendants.